

**FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC 20554**

*In reply refer to: 1800B3-KC*

**OCT 10 2019**

Dan J. Alpert, Esq.  
2120 North 21st Road  
Arlington, VA 22201

In re: **K292GN, San Bernardino, CA**  
Facility ID No. 156157  
Silent since November 17, 2018  
  
Request for Special Temporary  
Authority to Remain Silent

Dear Mr. Alpert:

This letter concerns the request you filed on September 23, 2019, on behalf of Elohim Group Corporation (EGC), for Special Temporary Authority (STA) to permit FM Translator Station K292GN to remain silent.

EGC's request states that Station K292GN went silent on November 17, 2018, for technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.<sup>1</sup>

EGC's request is granted. Accordingly, Special Temporary Authority is granted to permit Station K292GN to remain silent until November 17, 2019. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station K292GN will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., November 18, 2019.**<sup>2</sup>

EGC is required to notify the Commission when broadcast operations resume. If EGC does not file the notification of resumption of operations in a timely manner, the license may be subject to cancellation pursuant to Section 312(g) of the Communications Act, as amended.<sup>3</sup>

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. It is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed.<sup>4</sup>

Finally, Section 73.1740(a)(4) of the Commission's Rules permits licensees to temporarily discontinue operations for good cause, and for a period not to exceed 30 days without further authority.<sup>5</sup> This rule requires that the licensee notify the Commission by letter not later than the 10<sup>th</sup> day of limited or discontinued operations, and requires a licensee to seek Commission authorization for any period of limited or discontinued operations exceeding 30 days. EGC failed to submit a timely request for an STA

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<sup>1</sup> In the event extension of special temporary authority is sought, please renew the certification in this matter.

<sup>2</sup> See 47 U.S.C. § 312(g).

<sup>3</sup> *Id.* In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

<sup>4</sup> See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).

<sup>5</sup> See 47 C.F.R. § 73.1740(a)(4).

to permit Station K292GN to remain silent beyond December 17, 2018, and the action taken herein shall not be construed as authorizing the station to remain silent between December 17, 2018, and September 23, 2019.

Sincerely,



Victoria McCauley  
Attorney, Audio Division  
Media Bureau